PROCEEDINGS OF THE COMMON COUNCIL
IN REGULAR SESSION
TUESDAY, AUGUST 14 19 84

CITY OF FORT WAYNE, INDIANA
JOURNAL OF THE PROCEEDINGS
OF THE COMMON COUNCIL

THE COMMON COUNCIL OF THE CITY OF FORT WAYNE MET IN THE COUNCIL CHAMBERS Tuesday EVENING August 14 A.D., 19 84, IN Regular SESSION. PRESIDENT Ben A. Eisbart IN THE CHAIR, COUNCIL ATTORNEY Stanley A. Levine, AND Sandra E. Kennedy CLERK, AT THE DESK, PRESENT THE FOLLOWING MEMBERS VIZ:

BRADBURY P, BURNS P, EISBART P,
GiaQUINTA P, HENRY P, REDD P,
SCHMIDT P, STIER, TALARICO P,

ABSENT:

COUNCILMAN:, , ,

THE INVOCATION WAS GIVEN BY

THE MINUTES OF THE LAST REGULAR July 24, 19 84,

, 19,

SPECIAL July 28, 19 84,

SESSION HAVING BEEN DELIVERED TO THE COUNCIL, WERE, ON MOTION, APPROVED AND PUBLISHED.

The City of Fort Wayne

DIVISION OF LAND USE MANAGEMENT
Department of Community Development & Planning

13 July 1984

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the vacation of a portion of a dedicated street.

The proposed ordinance is designated as:

BILL NO. G-84-04-04

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
13th day of July 1984.

Melvin O. Smith
Secretary

C O & O -
5 -
Zoning Amendments

MADE A MATTER OF RECORD 8-14-84
SANDRA E. KENNEDY, CITY CLERK

FACT SHEET

G-84-04-04

BILL NUMBER

Division of Community Development & Planning

BRIEF TITLE	APPROVAL DEADLINE	REASON
Street Vacation Ordinance	None	

DETAILS

Specific Location and/or Address

Portion of Redwood and Molitor Streets.

Reason for Project

Vee Engineering, fiberglass fabricating plant wants to expand business and use streets to be vacated for a loading and unloading area for their trucks.

Discussion (Including relationship to other Council actions)

Ralph Blume, attorney representing the petitioners stated that they petitioners have received a loan from the Community Development Corporation in order to double the size of their company. He stated that the Board of Zoning Appeals granted a variance to the petitioners last summer for their operation. He stated that they will not be building in the vacated area but will be using it for loading and unloading of trucks. He stated that they are willing to give easement rights to any utilities needing them.

POSITIONS	RECOMMENDATIONS
Sponsor	City Plan Commission
Area Affected	City Wide Other Areas
Applicants/ Proponents	Applicant(s) Vee Engineering, George & Doris Wessel City Department Other
Opponents	Groups or Individuals No opposition. Basis of Opposition
Staff Recommendation	[X] For [ ] Against Reason Against
Board or Commission Recommendation	By [ ] For [ ] Against [ ] No Action Taken [XX] For with revisions to conditions (See Details column for conditions)
CITY COUNCIL ACTIONS (For Council use only)	[ ] Pass [ ] Other [ ] Pass (as amended) [ ] Hold [ ] Council Sub. [ ] Do not pass

DETAILS

Condition:

The junk, debris, barrels, etc., be removed before this request is forwarded to City Council for action.

(Condition has been met.)

POLICY/PROGRAM IMPACT

Policy or Program Change	☒ No ☐ Yes
Operational Impact Assessment	

(This space for further discussion)

Project Start **Date** December 12, 1983

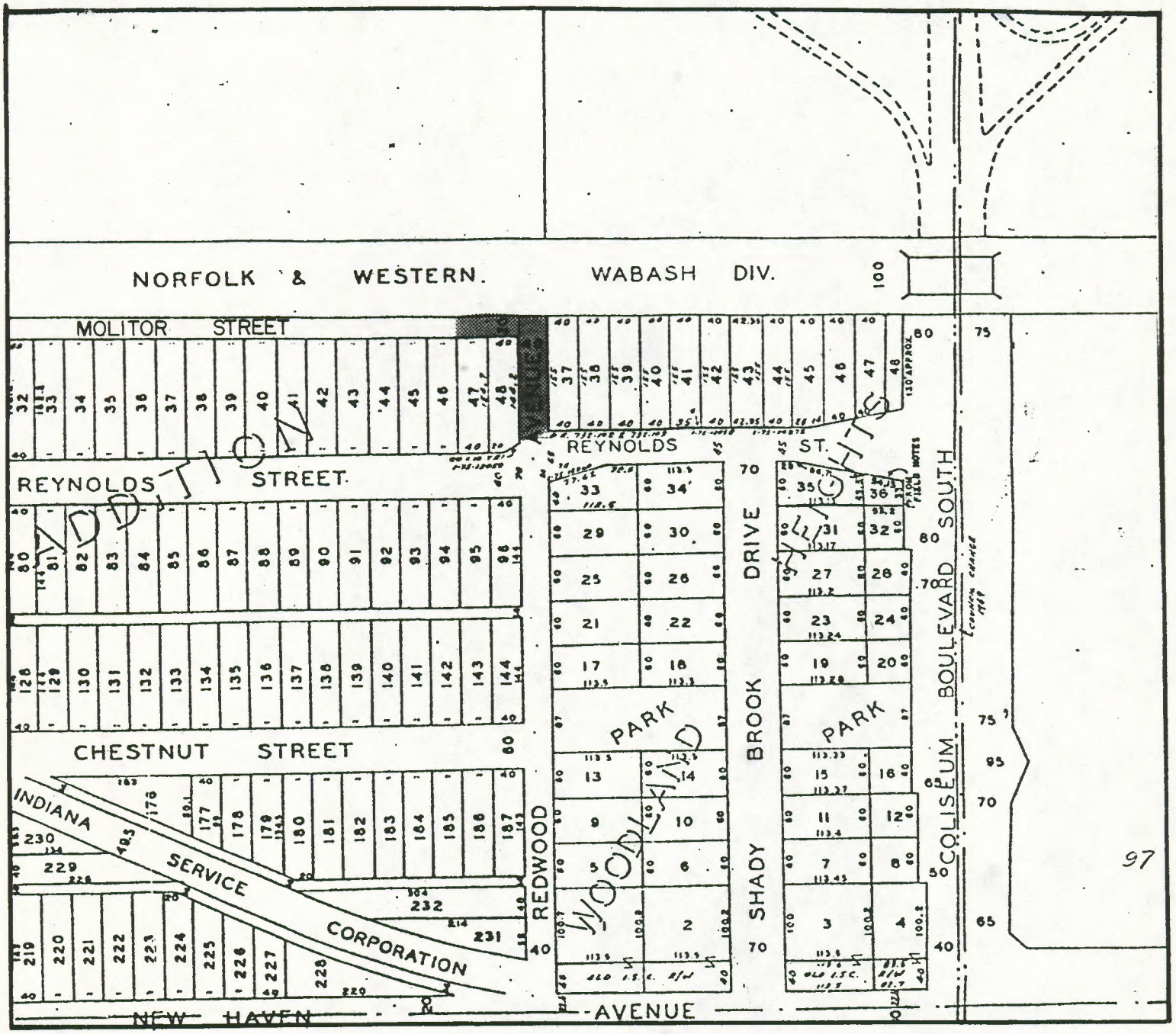
Projected Completion or Occupancy **Date** July 13, 1984

Fact Sheet Prepared by **Date** July 13, 1984

Pat Biancaniello

Reviewed by **Date**

Reference or Case Number Bill No. G-84-04-04



A PETITION TO VACATE THE ABOVE DESCRIBED PORTION OF STREET AND ALLEY.

C-84-04-04

MAP NO. R-2

N

12-19-83

R E S O L U T I O N

WHEREAS, GEORGE AND DORIS WESSEL, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following portions of public streets in Fort Wayne, Allen County, to-wit:

That portion of Redwood & Molitor Avenues described as follows, to-wit:

Commencing at the Northeast corner of the intersection of Redwood Avenue and Reynolds Street, which is the Southwest corner of Lot 37, Woodland Heights Addition, then proceeding North 155 feet on the West line of Lot 37, Woodland Heights Addition, to the Northwest corner of said Lot 37, thence West parallel to the South line of Lot 37, extended a distance of forty (40) feet, thence south along the East line of Lot 48, Oldsdale Addition and as extended 30 feet, North, a distance of 174.2 feet, thence in a northeasterly direction to the point of beginning, and the east eighty (80) feet of Molitor Street

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code, Section 36-7-4-512.

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on April 16, 1984 at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said portions of public streets.

WHEREAS, said vacation of the portions of public streets has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said portions of public streets hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said portions of public streets hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said public portions of streets or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of portions of streets in Allen County, Indiana.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, Melvin O. Smith, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held April 23,1984, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 13th DAY OF July 1984

FORT WAYNE CITY PLAN COMMISSION

Melvin O. Smith

Melvin O. Smith, Secretary

R E S O L U T I O N 74-76-12

WHEREAS, GEORGE AND DORIS WESSEL, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following portions of public streets situated in Fort Wayne, Allen County, to-wit:

That portion of Redwood & Molitor Avenues described as follows, to-wit:

Commencing at the Northeast corner of the intersection of Redwood Avenue and Reynolds Street, which is the Southwest corner of Lot 37, Woodland Heights Addition, then proceeding North 155 feet on the West line of Lot 37, Woodland Heights Addition, to the Northwest corner of said Lot 37, thence West parallel to the South line of Lot 37, extended a distance of forty (40) feet, thence South along the East line of Lot 48, Oldsdale Addition and as extended 30 feet, North, a distance of 174.2 feet, thence in a northeasterly direction to the point of beginning, and the east eighty (80) feet of Molitor Street

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of portions of public street has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said portions of public streets hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said portion of public streets hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portions of public streets or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, David J. Kiester, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works at their meeting held Wednesday, July 18, 1984 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 18th DAY OF July 1984

FORT WAYNE BOARD OF PUBLIC WORKS

David J. Kiester, Chairman

Betty R. Collins, Member

H. James Haley, Member

The City of Fort Wayne

DIVISION OF LAND USE MANAGEMENT
Department of Community Development & Planning

17 July 1984

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commissionon one (1) ordinance concerning the vacation of an alley.

The proposed ordinance is designated as :

BILL NO. G-84-01-09 (AS AMENDED)

Respectfully submitted,

CITY PLAN COMMISSION

Melvin O. Smith
Secretary

Certified and signed this
17th day of July 1984.

MADE A MATTER OF RECORD 7-17-84
SANDRA E. KENNEDY, CITY CLERK

FACT SHEET

G-84-01-09(AS AMENDED)
BILL NUMBER

Division of Community Development & Planning

BRIEF TITLE	APPROVAL DEADLINE	REASON
Alley Vacation Ordinance	None	

DETAILS

Specific Location and/or Address

E/W alley between Hanna & Francis Streets

Reason for Project

Construct a new church.

Discussion (Including relationship to other Council actions)

Rev. Bolden stated that the Calvary Chapel was in the process of buying up all of the property within that particular area in order to build a church.

Jessie Williams, 1401 S. Hanna stated that he operated a barber shop on the north half of Lot 599 and that the closing of this alley would landlock his property.

Rev. Bolden stated that they were negotiating with Mr. Williams at the time to purchase his property.

The request was deferred at the January 23, 1984 Business Meeting and again at the February 27, 1984 Business Meeting. Rev. Bolden and Mr. Williams were unable at this time to settle on a price for Mr. William's property. At the February 27th meeting the case was deferred for 90 days.

At the June 25, 1984 Business Meeting the staff recommended approval of the alley between Lots 604 & 605 and denial of the portion of alley between Lots 599 & 598.

An agreement between Mr. Williams and

POSITIONS	RECOMMENDATIONS
Sponsor	City Plan Commission
Area Affected	**City Wide** **Other Areas**
Applicants/ Proponents	**Applicant(s)** Calvary Chapel Rev. Willie Bolden **City Department** **Other**
Opponents	**Groups or Individuals** Jessie Williams **Basis of Opposition** Closing of alley would landlock his property.
Staff Recommendation	[X] For [ ] Against (AS AMENDED) **Reason Against**
Board or Commission Recommendation	**By** [ ] For [ ] Against [ ] No Action Taken [X] For with revisions to conditions (See Details column for condition
CITY COUNCIL ACTIONS (For Council use only)	[ ] Pass [ ] Other [ ] Pass (as amended) [ ] Hold [ ] Council Sub. [ ] Do not pass

DETAILS

Rev. Bolden was never reached.

POLICY/PROGRAM IMPACT

Policy or Program Change	[X] No [ ] Yes
Operational Impact Assessment	

(This space for further discussion)

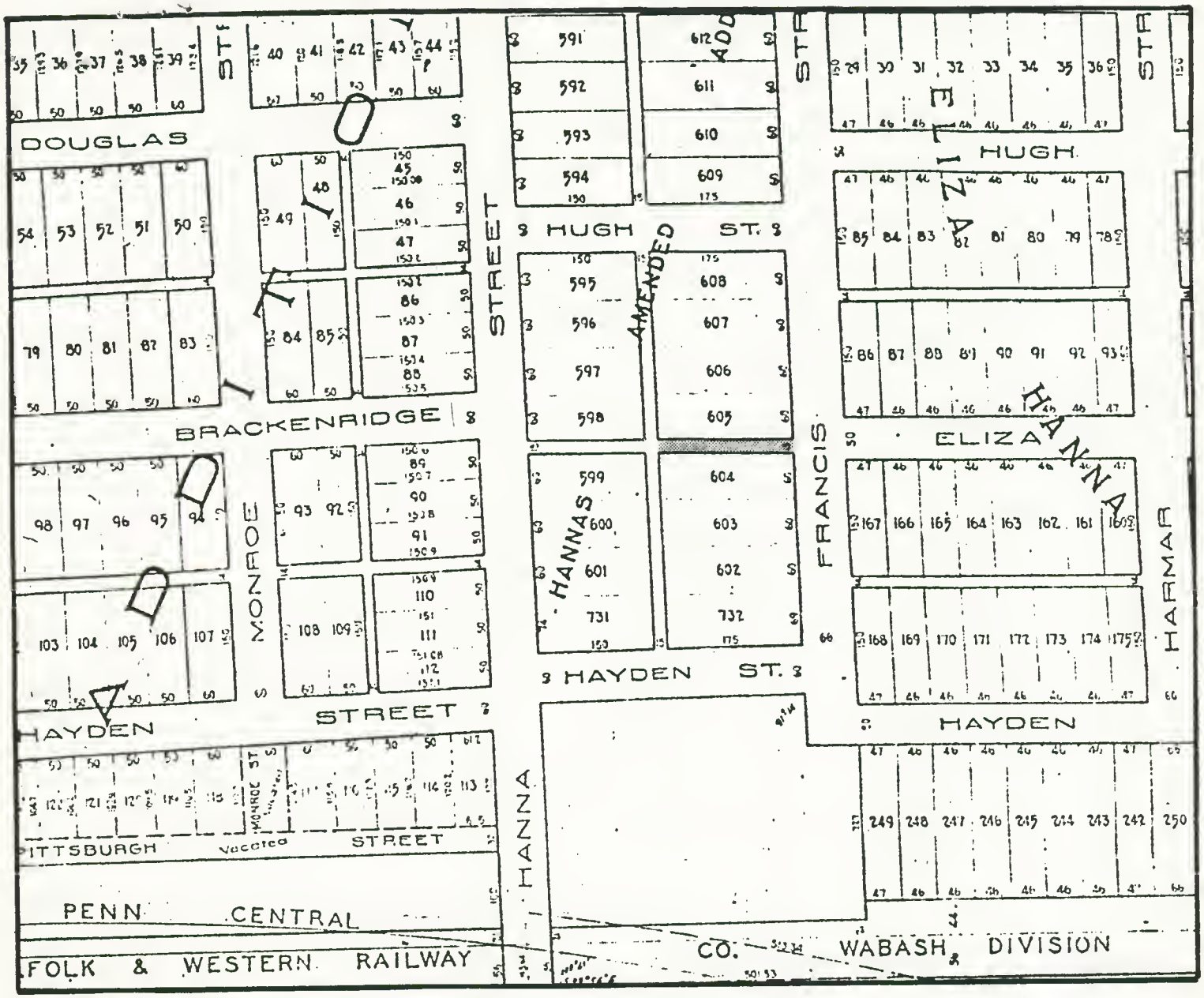
Project Start **Date** September 1, 1983

Projected Completion or Occupancy **Date** June 25, 1984

Fact Sheet Prepared by **Date** July 17, 1984
Pat Biancaniello

Reviewed by **Date**

Reference or Case Number



A PETITION TO VACATE THE ABOVE DESCRIBED PORTION OF ALLEY.

N

MAP NO. N-2

C-84-01-09 (as amended)

11-1-83

R E S O L U T I O N 74-78-18

WHEREAS, CALVARY CHAPEL via REV. WILLIE BOLDEN has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alley situated in Fort Wayne, Allen County, to-wit:

> The portion of East/West alley located between Hugh Street & Hayden Street, commencing at a poing located at the northeast corner of Lot #604; thence west along the north property line of Lot #604 a distance of 175 feet; thence north 90 degrees 0 minutes to the south line of Lot #605; thence east along the south line of Lot #605 to the west right-of-way of Francis Street; thence south along the west right-of-way of Francis Street to the place of beginning

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of said public alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public alley hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public alley hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said public alley or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, David J. Kiester, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Works at their meeting held July 18, 1984 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 18th DAY OF July 1984

FORT WAYNE BOARD OF PUBLIC WORKS

David J. Kiester

David J. Kiester, Chairman

Betty R. Collins, Member

H. James Haley

H. James Haley, Member

R E S O L U T I O N

WHEREAS, CALVARY CHAPEL via REV. WILLIE BOLDEN has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alley situated in Fort Wayne, Allen County, to-wit:

> The portion of East /West alley located between Hugh Street & Hayden Street, commencing at a point located at the northeast corner of Lot #604; thence west along the north property line of Lot #604 a distance of 175 feet; thence north 90 degrees 0 minutes to the south line of Lot 605; thence east along the south line of Lot #605 to the west right-of-way of Francis Street; thence south along the west right-of-way of Francis Street to the place of beginning

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assemblu of the State of Indiana, Indiana Code, Section 36-7-4-512.

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on January 16, 1984 at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said public alley.

WHEREAS, said vacation of the alley has been routed through the following engineering departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said alley hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said alley hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said public alley or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdication of the vacation of said alley in Allen County, Indiana.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, Melvin O. Smith, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held June 25, 1984, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 17th DAY OF July 1984

FORT WAYNE CITY PLAN COMMISSION

Melvin O. Smith
Secretary

The City of Fort Wayne

DIVISION OF LAND USE MANAGEMENT
Department of Community Development & Planning

25 July 1984

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment to the Zoning Ordinance (General Ordinance No. G-06-80, amending Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

BILL NO. Z-84-07-08

Respectfully submitted,

CITY PLAN COMMISSION

Melvin O. Smith
Secretary

Certified and signed this
25th day of July 1984.

MADE A MATTER OF RECORD 8-14-84
SANDRA E. KENNEDY, CITY CLERK

FACT SHEET

Z-84-07-08
BILL NUMBER

Division of Community Development & Planning

BRIEF TITLE: Zoning Ordinance Amendment

APPROVAL DEADLINE: None

REASON:

DETAILS

Specific Location and/or Address

Riverside Elementary School, 1025 Vance Ave.

Reason for Project

The request was withdrawn by the petitioner, Zohrab Tazian, to be resubmitted at a later date as a P.O.D.

Discussion (Including relationship to other Council actions)

POSITIONS	RECOMMENDATIONS
Sponsor	City Plan Commission
Area Affected	City Wide Other Areas
Applicants/ Proponents	Applicant(s) Zohrab Tazian City Department Other
Opponents	Groups or Individuals Basis of Opposition
Staff Recommendation	☐ For ☐ Against Reason Against
Board or Commission Recommendation	By ☐ For ☐ Against ☐ No Action Taken ☐ For with revisions to conditions (See Details column for conditions)
CITY COUNCIL ACTIONS (For Council use only)	☐ Pass ☐ Other ☐ Pass (as amended) ☐ Hold ☐ Council Sub. ☐ Do not pass

DETAILS

POLICY/PROGRAM IMPACT

Policy or Program Change	[X] No [ ] Yes
Operational Impact Assessment	

(This space for further discussion)

Project Start Date 19 June 1984

Projected Completion or Occupancy Date 25 July 1984

Fact Sheet Prepared by Pat Biancaniello Date 25 July 1984

Reviewed by Date

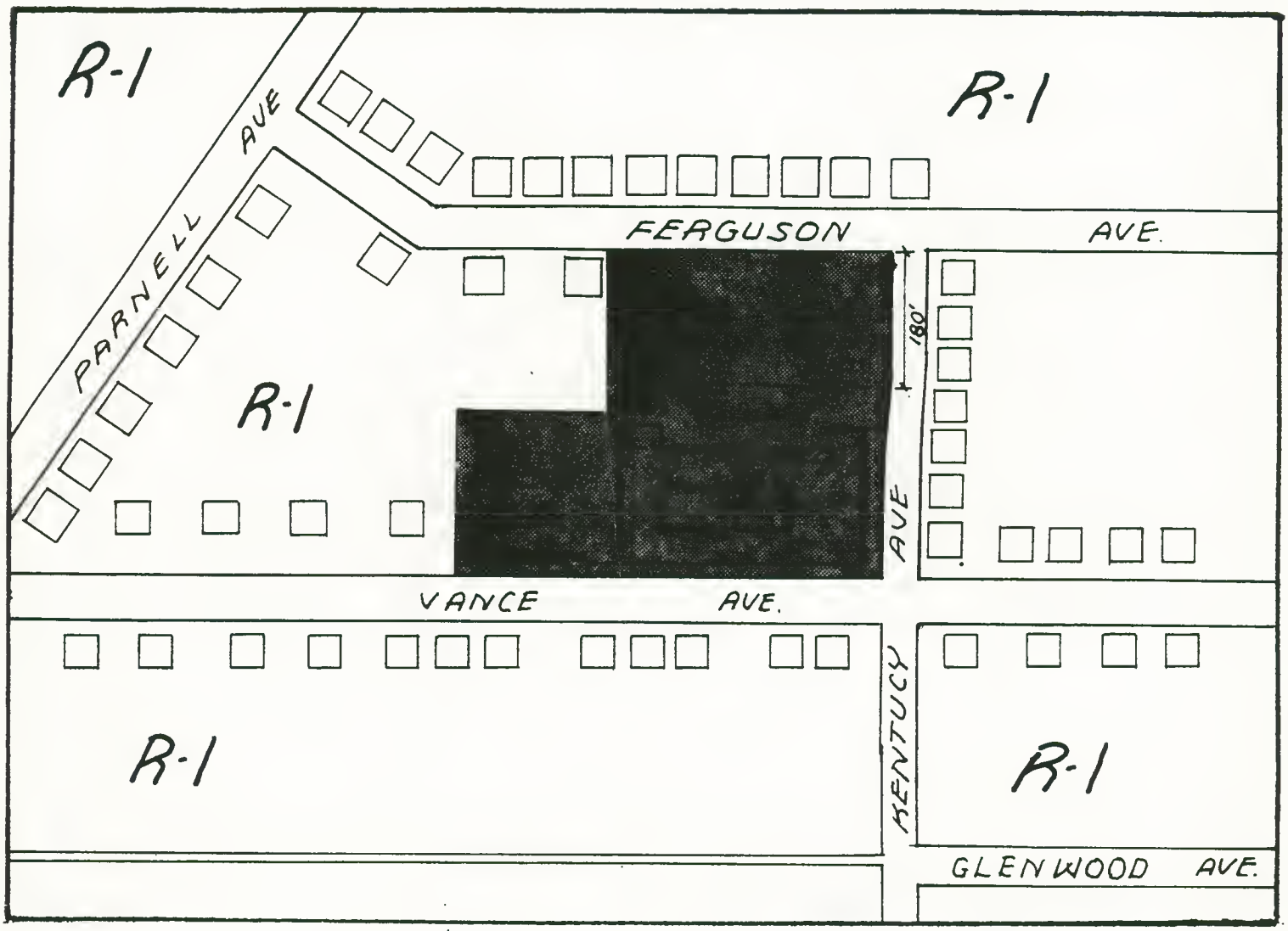
Reference or Case Number

ZONING PETITION - 79

A PETITION TO AMEND THE ZONING MAP BY RECLASSIFYING DESCRIBED PROPERTY FROM AN R-1 DISTRICT TO AN R-3 DISTRICT.

MAP NO. N-22

COUNCILMANIC DISTRICT NO. 2



ZONING:

R-1 RESIDENTIAL DISTRICT

LAND USE:

- ☐ SINGLE FAMILY
- [P] PUBLIC · INSTITUTIONIAL (SCHOOL)
- [PL] PARKING LOT

NORTH

SCALE: 1"=200'

6 - 20 - 84

7-04-07-08

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indinana, on July 10, 1984, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-84-07-08; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, a letter requesting WITHDRAWAL of the proposed ordinance has been filed with the City Plan Commission by the petitioner;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance be withdrawn with the written request of the petitioner;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted by the Fort Wayne City Plan Commission.

Certified and signed this
25th day of July 1984.

Melvin O. Smith
Secretary

The City of Fort Wayne

DIVISION OF LAND USE MANAGEMENT
Department of Community Development & Planning

25 July 1984

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. G-06-80, amending Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

BILL NO. Z-84-07-10

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
25th day of July 1984.

Melvin O. Smith
Secretary

MADE A MATTER OF RECORD 8-14-84
SANDRA E. KENNEDY, CITY CLERK

FACT SHEET

Z-84-07-10(As Amended)
BILL NUMBER

Division of Community Development & Planning

BRIEF TITLE	APPROVAL DEADLINE	REASON
Zoning Ordinance Amendment	None	

DETAILS

Specific Location and/or Address
East & South of the St. Joe River; West of the old Feeder Canal on the north side of St. Joe Center Road

Reason for Project
Marine Corps League wants to build a clubhouse.

Discussion (Including relationship to other Council actions)

Alan Blume, 2915 Charlotte Avenue, a member of the Marine Corps League represented the petition. Mr. Blume stated that the Marine Corps League, a not-for-profit organization, wanted to purchase this property to construct a clubhouse on it. He Stated that they have a membership of 124 plus 25 auxillary members and that the club would be similar to the Turner's or a VFW. He stated that even though some of the property was in the floodplain they had received a letter from the Department of Natural Resources stating that the building location they had chosen was not in the floodplain.

Duane Embury questioned why they were rezoning all of the property when they were going to build on a small portion of the land.

Mr. Blume stated they would leave the rest of the area in its natural state but would be using it for outdoor activities.

Duane Embury asked if they would consider restrictions on the placement of the building.

Mr. Blume stated that the building location was only tentative at the present and they

POSITIONS	RECOMMENDATIONS
Sponsor	City Plan Commission
Area Affected	City Wide Other Areas
Applicants/ Proponents	Applicant(s) Edith Musser, Owner City Department Other
Opponents	Groups or Individuals Basis of Opposition
Staff Recommendation	☐ For ☒ Against Reason Against -not compatible with area -if approved would be difficult to refuse similar requests
Board or Commission Recommendation	By ☐ For ☐ Against ☐ No Action Taken ☒ For with revisions to conditions (See Details column for conditions
CITY COUNCIL ACTIONS (For Council use only)	☐ Pass ☐ Other ☐ Pass (as amended) ☐ Hold ☐ Council Sub. ☐ Do not pass

DETAILS

would be willing to cooperate with the City & State in anyway to restrict the placement of the building as well as the R-3 uses.

July 23, 1984 Business Meeting

Site Committee for the Plan Commission gave the following recommendation:

Partial approval of area described by amended legal only to include area outside floodplain.

a. 25 foot front yard setback
b. 20 foot side yard
c. All of the area described by the amended legal description, on which construction is to occur, will be certified by an engineer to be above the floodplain.

Motion to approve passed.

POLICY/PROGRAM IMPACT

Policy or Program Change	☐ No ☐ Yes
Operational Impact Assessment	

(This space for further discussion)

Project Start **Date** 13 June 1984

Projected Completion or Occupancy **Date** 27 July 1984

Fact Sheet Prepared by **Date** 27 July 1984
Pat Biancaniello

Reviewed by **Date**

Reference or Case Number

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on July 10, 1984, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-84-07-10; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on July 16, 1984;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that this ordinance be returned to the Common Council with a DO PASS recommendation based on the Commission's following "Findings of Fact":

(1) the grant will not be injurious to the public health, safety, morals, and general welfare of the community;

(2) the use or value of the area adjacent to the property included in the rezoning will not be affected in a substantially adverse manner;

(3) the need for the rezoning arises from some condition peculiar to the property involved and the condition is not due to the general conditions of the neighborhood;

(4) the strict application of the terms of the zoning ordinance will constitute an unusual and unnecessary hardship if applied to the property for which the rezoning is sought; and,

(5) the grant does not interfere substantially with the comprehensive plan adopted under the 500 series of the metropolitan development law.

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held July 23, 1984.

Certified and signed this
25th day of July 1984.

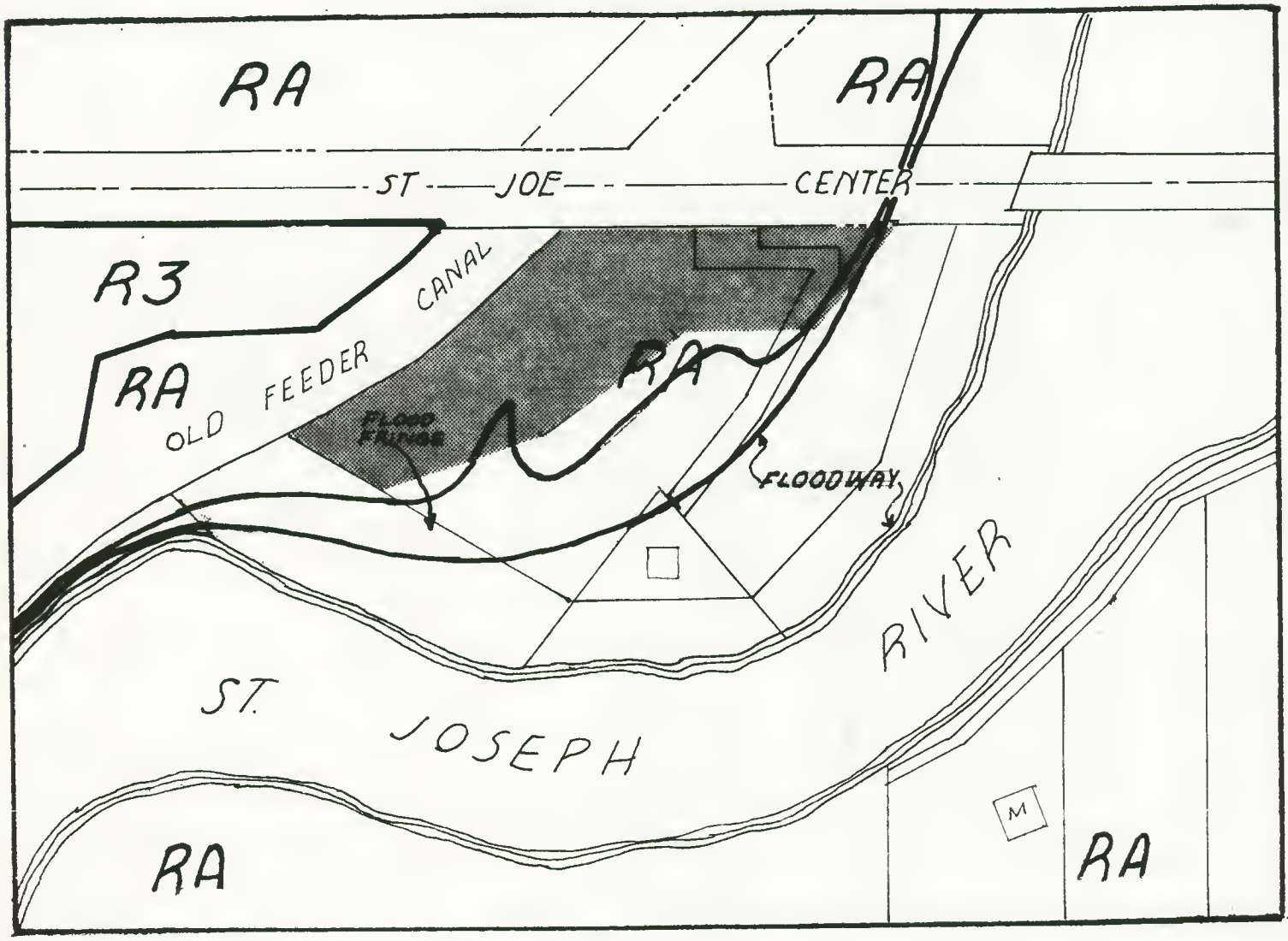
Melvin O. Smith
Secretary

ZONING PETITION -80

A PETITION TO AMEND THE ZONING MAP BY RECLASSIFYING DESCRIBED PROPEATY FROM AN RA DISTRICT TO AN R-3 DISTRICT.

MAP NO. Q-34

COUNCILMANIC DISTRICT NO. 2



ZONING

R-3 RESIDENTIAL DISTRICT
R-A RESIDENTIAL DISTRICT

LAND USE

☐ SINGLE FAMILY
Ⓜ MULTI-FAMILY

NORTH

SCALE: 1"=200'

6-22-84

7-04-07-10

The City of Fort Wayne

DIVISION OF LAND USE MANAGEMENT
Department of Community Development & Planning

25 July 1984

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. G-06-80, amending Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

BILL NO. Z-84-07-11

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
25th day of July 1984.

Melvin O. Smith
Secretary

MADE A MATTER OF RECORD 8-14-84
SANDRA E. KENNEDY, CITY CLERK

FACT SHEET

Z-84-07-11

BILL NUMBER

Division of Community Development & Planning

BRIEF TITLE	APPROVAL DEADLINE	REASON
Zoning Ordinance Amendment	None	

DETAILS

Specific Location and/or Address

2901 North Clinton - Northeast corner of North Clinton & Grove Avenue

Reason for Project

Convert existing structure into offices.

Discussion (Including relationship to other Council actions)

Nancy Eschoff Boyer, attorney representing the petitioners stated that if this rezoning is granted they will then apply to the BZA for a variance to allow offices in this building. She gave the following facts regarding the property:

- was used previously as a church, day care center, & school facilities
- building is now vacant has little hope of being reused if not rezoned
- property has adjacent asphalt parking lot for 250 cars almost double what is required by the ordinance
- building has 3 means of access from Clinton and 2 from Eastbrook
- felt the R-1 would be an appropriate zoning for this residential area and would act as a buffer by not allowing commercial encroachment.

Nadine Gibson, Irvington Park Assn. stated that if this rezoning were to be granted they would request that a covenant be placed on the property limiting the use of the R-3 to professional offices.

Ben Eisbart suggested that prior to the

POSITIONS	RECOMMENDATIONS
Sponsor	City Plan Commission
Area Affected	**City Wide** **Other Areas**
Applicants/ Proponents	**Applicant(s)** Calvary Temple, Inc. **City Department** **Other**
Opponents	**Groups or Individuals** Nadine Gibson, Pres. Irvington Park Assn. **Basis of Opposition**
Staff Recommendation	[X] For [ ] Against **Reason Against**
Board or Commission Recommendation	**By** [X] For [ ] Against [ ] No Action Taken [ ] For with revisions to conditions (See Details column for conditions
CITY COUNCIL ACTIONS (For Council use only)	[ ] Pass [ ] Other [ ] Pass (as amended) [ ] Hold [ ] Council Sub. [ ] Do not pass

DETAILS

Business Meeting (7-23-84) that representatives for Calvary Temple, along with appropriate Plan Commission staff and representatives from the neighborhood meet and work out any problems they may have.

July 23, 1984 Business Meeting

The Site Committee for the Plan Commission recommended approval subject to the following restrictions:

a. 10 foot wide landscape buffer along Eastbrook and Clinton
b. remove chain link fence at Northeast corner of Eastbrook and Grove
c. parking lot should be stripped.
d. covenant restricting R-3 uses should be worded out with neighborhoods before approval of BZA

A letter was received from the attorney representing Calvary Temple signed by the attorney for the neighborhood associations agreeing in principal that their concerns are similar and could be resolved at the Board of Zoning Appeals level and the proposed use of the site for professional or commercial offices is not objectional to the Associations, provided that the R-3 classification is so limited.

Ms. Boyer, attorney for Calvary Temple stated that her clients had no problems with any of the conditions stated.

Motion was made and carried to approve the request.

POLICY/PROGRAM IMPACT

Policy or Program Change	☒ No ☐ Yes
Operational Impact Assessment	

(This space for further discussion)

Project Start **Date** June 6, 1984

Projected Completion or Occupancy **Date** July 25, 1984

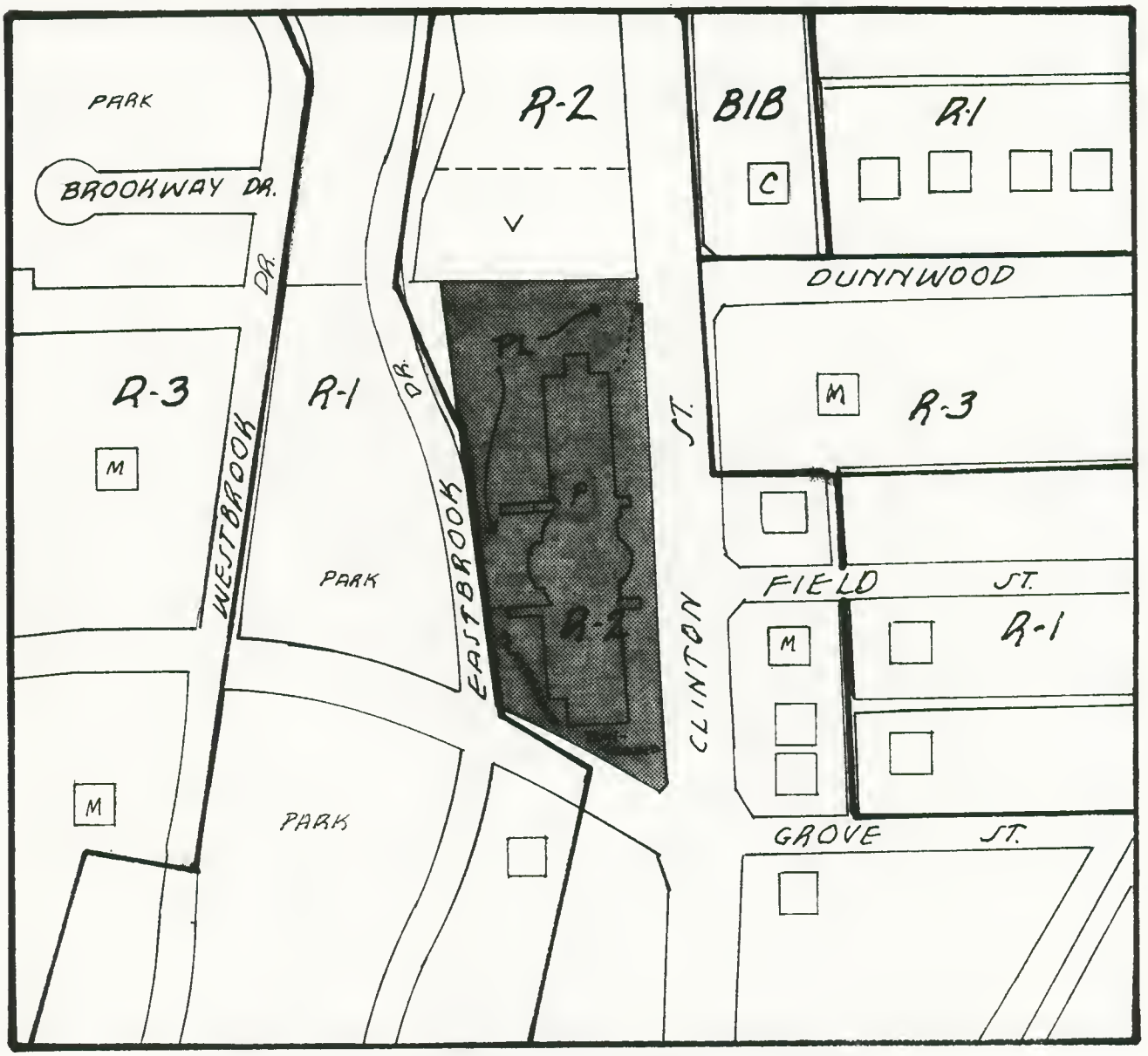
Fact Sheet Prepared by **Date** July 25, 1984
Pat Biancaniello

Reviewed by **Date**

Reference or Case Number

ZONING PETITION - 77

A PETITION TO AMEND THE ZONING MAP BY RECLASSIFYING DESCRIBED PROPERTY FROM AN R-2 DISTRICT TO AN R-3 DISTRICT.



COUNCILMANIC DISTRICT #3

ZONING

R-1	RESIDENTIAL DISTRICT	(SINGLE)
R-2	RESIDENTIAL DISTRICT	(DUPLEX)
R-3	RESIDENTIAL DISTRICT	(MULTIPLE)
B-1-B	BUSINESS DISTRICT	

LAND USE

□	SINGLE-FAMILY
M	MULTI-FAMILY
C	COMMERCIAL
P	PUBLIC-INSTITUTIONAL
PL	PARKING LOT
V	VACANT

NORTH

SCALE: 1"=200'

MAP NO. M-18

6-12-84

Z-04-A7-11

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on July 10, 1984, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-84-07-11; and

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on July 16, 1984;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that this ordinance be returned to the Common Council with a DO PASS recommendation based on the Commission's following "Finding of Fact":

(1) the grant will not be injurious to the public health, safety, morals, and general welfare of the community;

(2) the use or value of the area adjacent to the property included in the rezoning will not be affected in a substantially adverse manner;

(3) the need for the rezoning arises from some condition peculiar to the property involved and the condition is not due to the general conditions of the neighborhood;

(4) the strict application of the terms of the zoning ordinance will constitute an unusual and unnecessary hardship if applied to the property for which the rezoning is sought; and,

(5) the grant does not interfere substantially with the comprehensive plan adopted under the 500 series of the metropolitan development law.

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held July 23, 1984.

Certified and signed this
25th day of July 1984.

Melvin O. Smith
Secretary

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Numbers: ~~85/84/D~~
86/84/E
87/84/E

For the purpose of enforcement, pleast make this communication and the attached Regulatory Resolution a matter of record and incorproate them into the minutes of the next Common Council Meeting.

Respectfully submitted,

Nick Palermo

Nick Palermo, Chairman
Board of Public Safety

MADE A MATTER OF RECORD 8-14-84
SANDRA E. KENNEDY, CITY CLERK

R E T U R N C E R T I F I C A T E

(Regulatory Resolution No. ~~85/84/D~~ 86/84/E 87/84/E)

I hereby certify that I did this 26th day of July, 1984 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana respectively, a copy of the within Regulatory Resolution No. ~~85/84/D~~ 86/84/E 87/84/E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Chairman of said Board, in accordance with the provisions of Section 17-4 of Chapter 17, of the Code of the City of Fort Wayne, Indiana 1974.

Nick Palermo

CHAIRMAN, Board of Public Safety

REGULATORY RESOLUTION NO. 86/84/E

(Adopted July 26, 19 84)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to DELETE: 2 HR. PARKING 8 A.M. to 6 P.M. (EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated July 25, 19 84, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective July 26, 19 84, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

DELETE:

2 HR. PARKING 8 A.M. to 6 P.M. (EMERGENCY)

Bowser Avenue -- east side -- Emily Street to Greene Street

Bowser Avenue -- west side -- Greene Street to Hurd Street

REGULATORY RESOLUTION NO. 87/84/E

(Adopted July 26, 1984)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to SPEED LIMIT 40 MPH (EMERGENCY) AND DELETE: SPEED LIMIT 45 MPH (EMERGENCY): AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated July 25, 1984, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective July 26, 1984, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

SPEED LIMIT 40 MPH (EMERGENCY)

St. Joe Center Road -- from Clinton Street to St. Joe Road

DELETE: SPEED LIMIT 45 MPH (EMERGENCY)

St. Joe Center Road -- from Clinton Street to St. Joe Road

President of the Common Council
City of Fort Wayne, Indiana

Gentleman and Mrs. Bradbury:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Numbers: 85/84/D
89/84/E
90/84/E
91/84/D
92/84/E

For the purpose of enforcement, please make this communication and the attached Regulatory Resolutions a matter of record and incorporate them into the minutes of the next Common Council Meeting.

Respectfully submitted,

Nick Palermo

Nick Palermo, Chairman
Board of Public Safety

MADE A MATTER OF RECORD 8-14-84
SANDRA E. KENNEDY, CITY CLERK

R E T U R N C E R T I F I C A T E

(Regulatory Resolution No. 85/84/D, 89/84/E, 90/84/E, 91/84/D, 92/84/E)

I hereby certify that I did this 2nd day of August, 19 84 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana respectively, a copy of the within Regulatory Resolution No. 85/84/D, 89/84/E, 90/84/E, 91/84/D & 92/84/E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Chairman of said Board, in accordance with the provisions of Section 17-4 of Chapter 17, of the Code of the City of Fort Wayne, Indiana 1974.

Dick Salerno

CHAIRMAN, Board of Public Safety

REGULATORY RESOLUTION NO. 85/84/D

(Adopted August 1, 1984)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-52 of said chapter delegates to this Board authority to PREFERENTIAL INTERSECTION (DELEGATED) ; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated July 25, 1984, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-52 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974, it is hereby ordered, effective August 1, 1984, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

PREFERENTIAL INTERSECTION (DELEGATED)

Beaver Avenue -- preferential -- at Maxine Drive

REGULATORY RESOLUTION NO. 89/84/E

(Adopted August 1, 1984)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to NO PARKING (EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated July 31, 1984, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective August 1, 1984, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING (EMERGENCY)

Harrison Street -- west side -- from First Street to the first alley north of Second Street

REGULATORY RESOLUTION NO. 90/84/E

(Adopted August 1, 19 84)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REG. RES. 60/84/E: STOP INTERSECTION (EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated July 30, 19 84, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective August 1, 19 84, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

STOP INTERSECTION (EMERGENCY)

Dearborn Street -- stop -- for Rivermet Avenue

REGULATORY RESOLUTION NO. 91/84/D

(Adopted August 2, 1984)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-87 of said chapter delegates to this Board authority to RENEW & EXTEND REG. RES. 62/83/E: NO PARKING (DELEGATED); and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated July 25, 1984, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-87 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974, it is hereby ordered, effective August 2, 1984, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING (DELEGATED)

Lake Avenue -- south -- from the east curb line of Loree Street to a point 60' east thereof

REGULATORY RESOLUTION NO. 92/84/E

(Adopted August 2, 19 84)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with

regard to 2 HR. PARKING 8 A.M. to 6 P.M. (EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum

dated August 1, 19 84, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

August 2, 19 84, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

2 HR. PARKING 8 A.M. to 6 P.M. (EMERGENCY)

Figel Avenue -- both sides -- from Edgewood Avenue to Norfolk Avenue

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Number: 88/84/E

For the purpose of enforcement, please make this communication and the attached Regulatory Resolution a matter of record and incorporate it into the minutes of the next Common Council Meeting.

Respectfully submitted,

Nick Palermo

Nick Palermo, Chairman
Board of Public Safety

MADE A MATTER OF RECORD 8-14-84
SANDRA E. KENNEDY, CITY CLERK

R E T U R N C E R T I F I C A T E

(Regulatory Resolution No. 88/84/E)

I hereby certify that I did this 30th day of July, 1984 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana respectively, a copy of the within Regulatory Resolution No. 88/84/E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Chairman of said Board, in accordance with the provisions of Section 17-4 of Chapter 17, of the Code of the City of Fort Wayne, Indiana 1974.

Nick Palermo
CHAIRMAN, Board of Public Safety

REGULATORY RESOLUTION NO. 88/84/E

(Adopted July 30, 1984)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REG. RES. 58/84/E: NO PARKING (EMERGENCY): AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated July 27, 1984, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective July 29, 1984, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING (EMERGENCY)

Anthony Blvd. -- east side -- from Lynn Avenue to State Blvd.
Anthony Blvd. -- west side -- from State Blvd. to 220' north thereof
Anthony Blvd. -- west side -- from State Blvd. to 150' south thereof

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Number: 93/84/D

For the purpose of enforcement, please make this communication and the attached Regulatory Resolution a matter of record and incorporate it into the minutes of the next Common Council Meeting.

Respectfully submitted,

Nick Palermo

Nick Palermo, Chairman
Board of Public Safety

R E T U R N C E R T I F I C A T E

(Regulatory Resolution No. 93/84/D)

I hereby certify that I did this 7th day of August, 1984 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana respectively, a copy of the within Regulatory Resolution No. 93/84/D of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Chairman of said Board, in accordance with the provisions of Section 17-4 of Chapter 17, of the Code of the City of Fort Wayne, Indiana 1974.

Nick Palermo

CHAIRMAN, Board of Public Safety

REGULATORY RESOLUTION NO. 93/84/D

(Adopted August 7, 1984)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-102 of said chapter delegates to this Board authority to NO PARKING TRUCK LOADING ZONE (DELEGATED) AND DELETE: NO PARKING (DELEGATED); and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated August 3, 1984, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-102 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974, it is hereby ordered, effective August 7, 1984, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING TRUCK LOADING ZONE (DELEGATED)

West Berry St. -- north side -- from Harrison St. to 150' west thereof

DELETE: NO PARKING (DELEGATED)

West Berry St. -- north side -- from Harrison St. to 150' west thereof

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Number: 94/84/E

For the purpose of enforcement, please make this communication and the attached Regulatory Resolution a matter of record and incorporate it into the minutes of the next Common Council Meeting.

Respectfully submitted,

Nick Palermo

Nick Palermo, Chairman

RETURN CERTIFICATE

(Regulatory Resolution No. 94/84/E)

I hereby certify that I did this 8th day of August, 1984 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana respectively, a copy of the within Regulatory Resolution No. 94/84/E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Chairman of said Board, in accordance with the provisions of Section 17-4 of Chapter 17, of the Code of the City of Fort Wayne, Indiana 1974.

Nick Palermo

CHAIRMAN, Board of Public Safety

REGULATORY RESOLUTION NO. 94/84/E

(Adopted August 8, 19 84)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to CORRECTION on Reg. Res: 71/84/E: DELETE: NO PARKING (EMERGENCY): AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated August 7, 19 84, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective August 8, 19 84, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

CORRECTED TO READ:

DELETE: NO PARKING (EMERGENCY)

First Street	-- both sides	--	from the first alley east of Wells Street to the first alley west of Harrison St.
Cass Street	-- east side	--	from the first alley north of Wells Street to Second Street

THE COUNCIL THEN ADJOURNED.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday the 14th day of August, 1984, that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances, and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this _____ day of _____, 19____,

_____
SANDRA E. KENNEDY, CITY CLERK